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In re Application of

SAITOH et al

Application No.: 09/700, 600

PCT No.: PCT/US99/10863

Int. Filing Date: 17 May 1999 : DECISION

Priority Date: 18 May 1998

Atty. Docket No.: 54575USA3A.007

For: REFLECTIVE FILM AND :

DISPLAY DEVICE :

This is a decision on applicants' "REQUEST FOR RECONSIDERATION OF HOLDING OF ABANDONMENT" filed in the Patent and Trademark Office (PTO) on 03 October 2001, which urges that a proper response to the NOTIFICATION OF MISSING REQUIREMENTS (Form PCT/DO/EO/905) which was mailed on 25 January 2001, was filed on 05 March 2001. The submission has been treated as a petition under 37 CFR 1.181 requesting that the holding of abandonment be withdrawn. The petition was accompanied by, inter alia, a copy of a postcard receipt for the present application. The petition is **GRANTED** as discussed below.

A review of the application file reveals that applicants have provided sufficient evidence to establish that a proper response to the Form PCT/DO/EO/905, in the form of a declaration of the inventors, was filed 05 March 2001. The proof is in the form of the copy of the receipt for the present application which bears a PTO datestamp of "05 MAR 2001" and which itemizes, inter alia, "Oath and Declaration". Therefore, in view of the postcard receipt and counsel's statement in the present petition that the copy of the declaration as submitted with the present petition is a "copy of the response mailed on February 28, 2001", the copy of the declaration may properly be accepted as having been filed on 05 March 2001.

The holding of abandonment is hereby <u>WITHDRAWN</u>, and the NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) mailed 19 September 2001, is hereby **VACATED**.

A review of the application file reveals that with the filing of the present declaration, applicants have satisfied the requirements for entry into the national stage under 35 U.S.C. 371. The application has an international filing date under 35 U.S.C. 363 of 17 May 1999, and a 35 U.S.C. 371 date of <u>05 March 2001</u>.

This application is being forwarded to the United States Designated/Elected Office for processing in accordance with this decision.

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RRC:rrc